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24 Attorneys for Plaintiffs
25 Oracle USA, Inc., Oracle America, Inc., and
26 Oracle International Corp

27 UNITED STATES DISTRICT COURT

28 DISTRICT OF NEVADA

19 ORACLE USA, INC., a Colorado corporation;
20 ORACLE AMERICA, INC., a Delaware
21 corporation; and ORACLE INTERNATIONAL
22 CORPORATION, a California corporation,

23 Plaintiffs,

24 v.

25 RIMINI STREET, INC., a Nevada corporation;
26 and SETH RAVIN, an individual,

27 Defendants.

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Case No. 2:10-cv-0106-LRH-VCF

**DECLARATION OF JOHN A. POLITO
IN SUPPORT OF ORACLE'S
OPPOSITION TO RIMINI'S
EMERGENCY MOTION TO STAY
ENFORCEMENT OF PERMANENT
INJUNCTION PENDING APPEAL, OR
ALTERNATIVELY FOR A
TEMPORARY STAY**

1 I, John A. Polito, have personal knowledge of the facts stated below and hereby declare:

2 1. I am an attorney admitted to practice *pro hac vice* before this Court in the above
3 captioned matter and a partner with Morgan, Lewis & Bockius LLP, counsel of record for
4 Plaintiffs Oracle USA, Inc., Oracle America, Inc., and Oracle International Corporation in this
5 action. I have personal knowledge of the facts stated below and could and would testify to them
6 if called upon to do so.

7 2. I make this declaration based on personal knowledge, and based on the record of
8 this litigation, in support of Oracle's Opposition to Defendant Rimini Street, Inc.'s Emergency
9 Motion to Stay Enforcement of Permanent Injunction Pending Appeal, or Alternatively for a
10 Temporary Stay, ECF No. 1168.

11 3. Attached as **Exhibit 1** is a true and correct copy of Rimini Street, Inc.'s press
12 release titled "Rimini Street Receives Court-Ordered \$21.5 Million Refund from Oracle and
13 Seeks an Additional \$41.3 Million in Further Appeals" dated August 22, 2018, available at
14 <https://www.riministreet.com/press-releases/08222018-2>.

15 4. Attached as **Exhibit 2** is a true and correct copy of Rimini Street, Inc.'s Current
16 Report (Form 8-K) dated August 23, 2018, filed with the Securities and Exchange Commission,
17 available at [https://investors.riministreet.com/static-files/5c590653-578b-414b-aeb6-](https://investors.riministreet.com/static-files/5c590653-578b-414b-aeb6-138a44317153)
18 [138a44317153](https://investors.riministreet.com/static-files/5c590653-578b-414b-aeb6-138a44317153).

19 5. Attached as **Exhibit 3** is a true and correct copy of excerpts of Rimini Street,
20 Inc.'s Annual Report (Form 10-K), for the Fiscal Year Ended December 31, 2017, filed on
21 March 15, 2018 with the Securities and Exchange Commission, available at
22 https://www.sec.gov/Archives/edgar/data/1635282/000114420418014946/tv488036_10k.htm.

23 6. I executed this declaration on August 30, 2018 in San Francisco, California. I
24 declare under penalty of perjury under the laws of the United States that the foregoing is true and
25 correct.

26 Dated: August 30, 2018

27 /s/ John A. Polito
John A. Polito

CERTIFICATE OF SERVICE

I certify that on August 30, 2018, I electronically transmitted the foregoing
DECLARATION OF JOHN A. POLITO IN SUPPORT OF ORACLE'S OPPOSITION TO
RIMINI'S EMERGENCY MOTION TO STAY ENFORCEMENT OF PERMANENT
INJUNCTION PENDING APPEAL, OR ALTERNATIVELY FOR A TEMPORARY STAY to
the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic
Filing to all counsel in this matter; all counsel being registered to receive Electronic Filing.

Dated: August 30, 2018

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ John A. Polito
John A. Polito

Attorneys for Plaintiffs Oracle USA, Inc.,
Oracle America, Inc. and Oracle
International Corporation